



NY NATIVITY SCHOOLS

204 Forsyth Street, NY, NY 10002

212-477-2472 www.NYNativity.org

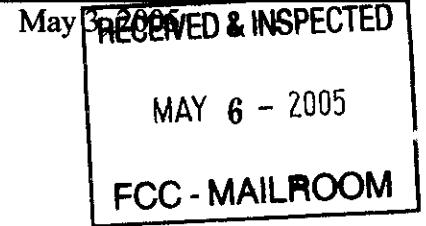
NATIVITY MISSION CENTER - 204 Forsyth Street, New York, NY 10002

ST IGNATIUS SCHOOL - 740 Manida Street, Bronx, NY 10474

BROOKLYN JESUIT PREP - 560 Sterling Place, Brooklyn NY 11238

To: Federal Communications Commission
Office of the Secretary
445 - 12th Street, SW
Washington, DC 20554

DOCKET FILE COPY ORIGINAL



CC Docket No. 02-6

Re: **Waiver Request** Form 471 Out of Window Waiver being applied for the following schools:
Nativity Mission Center - Ben# 9822, Form 471 Application # 480269
Brooklyn Jesuit Prep Ben# 16021375, Form 471 Applications 481479 & 480763
St Ignatius School Ben#10774, Form 471 Application 484436
Letter Name: Postmarked Outside of Window
For Funding Year 2005

The exact text of the letter we are appealing is:

We are sending this letter to thank you for your recent Form 471 application. Your Form 471 Certification was postmarked on 2/19/2005, which is AFTER the 2005-2006 filing window closed at 11:59 p.m. EST on Friday February 18, 2005.

We are appealing the decision based upon what we believe in ambiguous and unclear language on your own website concerning the filing of Form 471 and subsequent attachments. Specifically from the web page <http://www.sl.universalservice.org/reference/471IntFilingGuide.asp> steps 9 thru 11 which states:

9. When you have completed your form, please be sure to review your work and print a copy of the form for your records ***before you submit the form by clicking the "Submit" button.***
10. After you click the "Submit" button, you must either certify your form online if you have a User ID and PIN or certify your form on paper. The certification screen contains information on both methods.
11. Before your Form 471 can be processed, we will need your Item 21 attachment(s). Send these in with your paper certification or in a separate package. Include your Form 471 Application Number, your Billed Entity Number, and the number(s) you assigned to your Item 21 attachment(s). Other options for submitting these attachments are listed on the question screen where you report your Item 21 attachment number(s).

Step 9 implied to us that when the 'SUBMIT' button was clicked our form was submitted to you. Steps 10 and 11 treat paper certification and attachments as separate items and no exact deadline was specified for either. For all of our schools all of our Forms 471 were "submitted" on line (as per step 9 outlined above) before the February 18, 2005 11:59PM deadline.

We respectfully request that due to this ambiguous language on your website that you reconsider the decision concerning the three schools in this matter. I thank you for your time and trouble in these matters.

Sincerely,

Stephen Keller
Technology Coordinator
NY Nativity Schools
E-mail: admin@nynativity.org

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